

UNITED STATES DISTRICT COURT

JAN 12 2017

for the

SOUTHERN DISTRICT OF TEXAS

Clerk of Court

United States of America)

v.)

Case No. M-17-0068-M

Rogelio RIVERA (YOB: 1992))

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 1/12/2017 in the county of Hidalgo in the
SOUTHERN District of TEXAS, the defendant(s) violated:

Code Section

Offense Description

21 USC 841 (a) (1)

Knowingly and intentionally possess with
intent to distribute approximately
311.84 kilograms of marijuana, a
schedule I controlled substance.

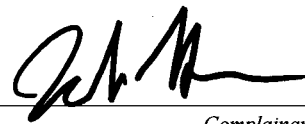
This criminal complaint is based on these facts:

On January 12, 2017 at approximately 6:15 a.m., U.S. Border Patrol Agents, via an electronic surveillance platform, observed a truck traveling south near an area known as Krenmullers Farms, near Alamo, Texas, within the Southern District of Texas. Agents witnessed several subjects emerge from the river bank, walk toward the truck and begin to move around the truck. Border Patrol Agents immediately notified nearby Border Patrol Agents of this activity.

(Continued on Attachment A)

☒ Continued on the attached sheet.

Approved: 
Sworn to before me and signed in my presence.

Date: 1/12/2017City and state: McAllen, Texas

Complainant's signature

John T. Henson, DEA Special Agent

Printed name and title



Judge's signature

Diana Song, Magistrate Judge

Printed name and title

Affidavit

Attachment A

Border Patrol Agents then notified other Agents that the truck was heading north on Krenmullers Farms toward Military Highway. Agents continued surveillance of the truck as it approached Military Highway. Other Border Patrol Agents were able to immediately spot the truck as it was turning West on Military Highway from Krumullers Farm.

Border Patrol Agents conducted a traffic stop of the truck. The vehicle immediately came to a stop on the side of the road. Border Patrol Agents approached from the passenger side of the vehicle and saw what appeared to be bundles of narcotics in the bed of the truck, partially covered by plywood, but in plain view. The driver, later identified as Rogelio RIVERA, was instructed to exit the vehicle.

Border Patrol Agents discovered a total of twelve bundles of marijuana in the bed and cab of the truck. RIVERA was placed under arrest and read his Miranda Rights. RIVERA waived his rights to an attorney and immediately and freely stated that he knew he was guilty. The twelve large bundles recovered from the vehicle totaled approximately 311.86 gross kilograms.

On the same date, at approximately 9:25 a.m., DEA Special Agents John Henson and Aida Gonzalez made contact with Rogelio RIVERA at the Weslaco, Texas Border Patrol Station. SA Henson, as witnessed by SA Gonzalez, read RIVERA his Miranda Rights. RIVERA stated he understood his rights and agreed to speak with Agents. After making multiple false statements, RIVERA stated he agreed to drive the truck to the river and pick up the narcotics in exchange for \$1,000, and this was not his first time transporting narcotics.